IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:04CV149

| IN RE: |) |
|---------------------------------------|-------------------------------------|
| JOHN C. CONNELLY, |) |
| , |) |
| Debtor. |) |
| |) |
| |) |
| ROBERTS & STEVENS, P.A., |) |
| Trustee, |) |
| |) |
| Plaintiff/Appellee, |) |
| ** |) |
| Vs. | $) \qquad \qquad \underline{ORDER}$ |
| JOHN C. CONNELLY; MARC |) |
| · · · · · · · · · · · · · · · · · · · | , |
| CONNELLY, and wife, LYNN |) |
| CONNELLY, |) |
| Defendents/Annellents |) |
| Defendants/Appellants. |) |
| | <i>)</i> |

THIS MATTER is before the Court on the parties' fifth consent order regarding the filing of briefs in this bankruptcy appeal.

Although the Court will afford the parties a modest extension of time, the Court finds the time sought to be excessive and denies same.

IT IS, THEREFORE, ORDERED that the Appellants have to and including July 29, 2005, in which to file their brief; the Appellee has to and including August 30, 2005, in which to file its responsive brief.

No further extensions of these deadlines will be granted.

Signed: June 28, 2005

Lacy H. Thornburg United States District Judge